IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

DISTRICT:

CIVIL APPLICATION NO. 1421 OF 2006

IN

SECOND APPEAL NO. 1421 OF 2004

Office Notes,Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Mr.Amey Tamhane i/by Ms. Seema Sarnaik for the Applicant.

None for the Respondents.

CORAM: S.B.DESHMUKH, J.

DATE : 13TH SEPTEMBER 2006

P.C.:

Heard learned Counsel for the applicant. None appears for the respondents.

2. Perused the application. The applicant is seeking service of summons to respondent nos.1/2, 3, 4, 5, 7, 8 and 9 through newspaper, circulated in the area of the District Raigad/ Thane / Mumbai. Applicant is also seeking issuance of fresh summons to respondent No.6 at the address

given in paragraph 7(b) of the civil application.

3. Having heard learned Counsel for the applicant, and upon perusal of paragraph nos. 4, 5 and 6 of the application, in my view, case for service under Order 5 Rule 20(1-A) of the Code of Civil Procedure is established. The applicant also seeks permission to approach the daily newspaper "Maharashtra Times" or "Lokmat" for such publication directly.

4. Accordingly, civil application in terms of prayer clause 7(a) is allowed with further permission in favour of the application to approach the daily newspaper "Maharashtra Times" or "Lokmat" for such publication. Civil application is also granted in terms of paragraph 7(b). Registry is directed to issue fresh notice to respondent no.6 on the address given in paragraph 7(a) of the civil application. This notice is made

returnable after four weeks.

5. Civil application, accordingly, is allowed and disposed of.

Sd/-

(S.B.DESHMUKH, J.)